

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 19162-AG20-0309-048

IN THE MATTER OF:)

Insgroup, Inc.)
5151 San Felipe, 24th Floor)
Houston, TX 77056)

Respondent.)

Type of Agency Action: Enforcement)

License Numbers: 35031 & 946185)

FILED

JUN 26 2020

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER


The Enforcement Division of the Indiana Department of Insurance ("Department"), by counsel, Victoria Hastings, and Insgroup, Inc. ("Respondent"), a licensed nonresident insurance producer organization, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of the Indiana Department of Insurance ("Commissioner") for approval.

The Commissioner, after reviewing the Agreed Entry, which imposes a civil penalty in the amount of seven hundred fifty dollars (\$750) against Respondent for Respondent's failure to timely report three (3) administrative actions, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between parties. The Commissioner hereby incorporates the Agreed Entry, attached, as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

IT IS THEREFORE ORDERED by the Commissioner as follows:

1. Respondent's nonresident producer license #35031, and Respondent's nonresident surplus lines license #946185, shall be approved for renewal contingent upon Respondent's timely payment of the civil penalty. Respondent shall pay a civil penalty in the amount of seven hundred fifty dollars (\$750) to the Department within thirty (30) days after the Commissioner signs this Final Order.

6-26-2020
Date Signed


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Victoria Hastings, Attorney
ATTN: Steven A. Embree, Investigator
Indiana Department of Insurance
311 West Washington St, Suite 103
Indianapolis, Indiana 46204-2787

Insgroup, Inc.,
5151 San Felipe, 24th Floor,
Houston, TX 77056

) SS:

CAUSE NO.: 19162-AG20-0309-048

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JUN 26 2020

STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by and between the Enforcement Division of the Indiana Department of Insurance ("Department"), by counsel, Victoria Hastings, and Insgroup, Inc. ("Respondent"), to resolve all issues in the above-captioned cause number. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner of the Indiana Department of Insurance ("Commissioner").

WHEREAS, Respondent is a licensed nonresident producer organization holding license number 35301;

WHEREAS, Respondent is a licensed nonresident surplus lines producer holding license number 946185;

WHEREAS, on January 29, 2019, the Texas Department of Insurance entered into a Consent Order with Respondent which included a civil penalty for failing to timely file new or renewed surplus lines policies with the Surplus Lines Stamping Office of Texas for 2017;

WHEREAS, Respondent did not notify the Department about the Texas administrative action until March 15, 2019;

WHEREAS, on June 26, 2019, the State of Washington, Office of the Insurance Commissioner, entered into a Consent Order with Respondent, and levied a fine, when Respondent did not timely report the Texas administrative action;

WHEREAS, Respondent did not notify the Department about the Washington administrative action until December 9, 2019;

WHEREAS, on August 14, 2019, the Delaware Insurance Department entered into a Stipulation and Consent Order with Respondent when Respondent failed to timely report the Texas administrative action;

WHEREAS, Respondent did not notify the Department about the Delaware administrative action until December 9, 2019;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(2)(A) states, in part, that the Commissioner may levy a civil penalty for violating an insurance law;

WHEREAS, Indiana Code § 27-1-15.6-17(a) states, in part, that a producer shall report to the Commissioner any administrative action taken against the producer in another jurisdiction not more than thirty (30) days after the final disposition of the matter;

WHEREAS, Theresa Rodriguez, Contracts and Regulatory Compliance Administrator, for Insgroup, Inc., is authorized to act on behalf of Respondent and obligate it to perform in accordance with this agreement; and

WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

IT IS, THEREFORE, NOW AGREED by and between the Parties as follows:

1. The Commissioner has jurisdiction over the subject matter and the Parties to this Agreed Entry.

2. In order to avoid formal litigation in this matter, Respondent has determined that it is in its best interest to enter into this Agreed Entry. As such Respondent acknowledges that it executes this Agreed Entry with full realization of its contents and effects.
3. This Agreed Entry is executed knowingly, voluntarily and freely by the Parties. The Parties agree that the terms of this Agreed Entry constitute final resolution of this matter.
4. Respondent knowingly, voluntarily and freely waives the right to a public hearing on this matter, including the right to appear in person before the Commissioner, present evidence, cross-examine witnesses, and present arguments.
5. Respondent knowingly, voluntarily and freely waives the right to judicial review of this matter or otherwise appeal or challenge the validity of this Agreed Entry.
6. Respondent knowingly, voluntarily and freely waives, releases, and forever discharges all claims or challenges, known or unknown, against the Department, its Commissioner, employees, agents, and representatives, in their individual and official capacities, that arise out of or are related to the Agreed Entry or Final Order, including but not limited to any act or omission as part of the underlying audit, investigation, negotiation, or approval process.
7. Respondent's nonresident producer organization license and nonresident surplus lines producer license shall be renewed contingent upon Respondent's timely payment of the civil penalty. Respondent shall pay a civil penalty in the amount of seven hundred fifty dollars (\$750) to the Department within thirty (30) days after the Commissioner signs the Final Order adopting this Agreed Entry.

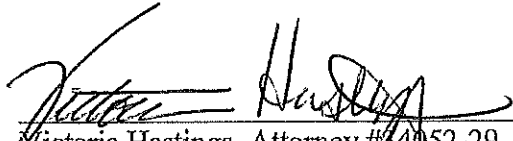
8. Respondent has carefully read and examined this Agreed Entry and fully understands its terms.
9. Respondent has had the opportunity to have this Agreed Entry reviewed by legal counsel of their choosing, at their own expense, and is aware of the benefits gained and obligations incurred by the execution of this Agreed Entry. Respondent understands and agrees that the Department cannot give them legal advice.
10. Respondent has entered into this agreement freely, and has not been subject to duress, coercion, threat, or undue influence.
11. This Agreed Entry constitutes the entire agreement between the Parties, and no other promises or agreements, express or implied, have been made by the Department or by any employee, director, agent, or other representative thereof to induce Respondent to enter this Agreed Entry.
12. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full satisfaction of this matter, and warrants and represents that so long as Respondent complies with the terms of this Agreed Entry, the Department will not bring any further action against Respondent based on the facts that gave rise to this Agreed Entry.
13. In the event the Department finds there has been a breach of any provision of this Agreed Entry, the Department may reopen this matter and pursue alternative action pursuant to Indiana Code § 27-1-15.6-12.
14. Respondent waives any applicable statute of limitations for purposes of any enforcement of the terms and conditions of this Agreed Entry.

15. Respondent acknowledges that this Agreed Entry may be admitted into evidence in any judicial or administrative proceeding against Respondent to enforce the terms and conditions contained herein.
16. Respondent understands that this Agreed Entry resolves only the matter pending with the Department and does not affect any criminal prosecution or civil litigation that may be pending or hereinafter commence against Respondent.
17. This Agreed Entry does not in any way affect the Department's authority in future audits, investigations, examinations, negotiations, or other complaints involving Respondent.
18. It is expressly understood that this Agreed Entry is subject to the Commissioner's acceptance and has no force or effect until such acceptance is evidenced by the entry of a Final Order by the Commissioner.
19. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to, and consideration of this Agreed Entry by the Commissioner, shall not unfairly or illegally prejudice the Commissioner or Respondent from further participation in or resolution of these proceedings.
20. If this Agreed Entry is accepted by the Commissioner, it will become part of Respondent's permanent record and may be considered in future actions brought by the Department or any other regulator against Respondent. It is further understood that, if accepted by the Commissioner, the Agreed Entry and resulting Final Order are public records pursuant to Indiana Code § 4-21.5-3-32 that may not be sealed or otherwise withheld from the public, and may be reported to the

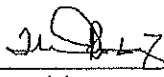
National Association of Insurance Commissioners, and published on the Department's website as required.

21. Respondent acknowledges that this is an Administrative Action and that they may be required to report to other jurisdictions in which they are licensed and on future applications.

6/9/2020
Date Signed


Victoria Hastings, Attorney #84052-29
Indiana Department of Insurance

6/5/2020
Date Signed

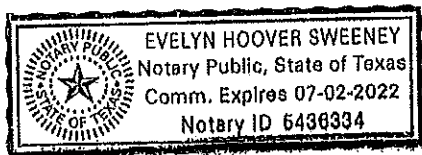

Theresa Rodriguez,
Contracts and Regulatory Compliance Administrator

Insgroup, Inc., Respondent

STATE OF TEXAS)
COUNTY OF Harris) SS:

Before me a Notary Public for Harris County, State of Texas,
personally appeared Theresa Rodriguez, Contracts and Regulatory Compliance Administrator, for
Insgroup, Inc., and being first duly sworn by me upon her oath, says that the facts alleged in the
foregoing instrument are true.

Signed and sealed this 5th day of June, 2020.



Signature Evelyn Sweeney

Printed EVELYN SWEENEY

My Commission expires: 7-2-2022

County of Residence: Harris

Return executed originals to:
INDIANA DEPARTMENT OF INSURANCE
Enforcement Division, Suite 103
311 West Washington Street
Indianapolis, IN 46204-2787
317/234-5883 - telephone
317/234-5882 - facsimile